HON'BLE SRI JUSTICE L.NARASIMHA REDDY

WRIT PETITION No.7817 of 2002

Dated:18.07.2007

Between:

Uppuluri Ram Mohan Rao and others.

…Petitioners.

and

The Government of Andhra Pradesh and others.

…Respondents.

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WRIT PETITION No.7817 of 2002

ORDER:

The petitioner complains that the respondents are proposing to widen the road, from Auto Nagar to Poranki, Vijayawada, without following the procedure, contemplated under the Andhra Pradesh Urban Areas Development Act, 1975 (for short 'the Act'). It is alleged that the scheme for widening of the road, was not approved by the competent authority, and that no proceedings were initiated, under the Land Acquisition Act, to acquire the affected properties.

The 2nd respondent filed a counter-affidavit. The allegation of the petitioner that the procedure prescribed under the Act is not followed, is not adverted to. However, it is stated that there is no proposal for widening the said road, and as and when it is taken up, the said objection can be raised.

In paragraph six of the affidavit, the 2nd respondent stated that the properties of the private individuals would be taken only by issuing notification under the Land Acquisition Act and by following the due process. With this statement, the grievance of the petitioner stands redressed.

The Writ Petition is disposed of, directing that the respondents shall follow the procedure prescribed under the Act, before the road in question is widened and the affected property shall be taken over, only after following the procedure prescribed under the Land Acquisition Act. There shall be no order as to costs.

Dt.18.07.2007 **L.NARASIMHA REDDY, J**

GJ